

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

BENJAMIN MOGNI,

Plaintiff,

v.

FIRST MIDWEST BANCORP, INC.,  
MICHAEL L. SCUDDER, BARBARA A.  
BOIGEGRAIN, THOMAS L. BROWN,  
PHUPINDER S. GILL, KATHRYN J.  
HAYLEY, PETER J. HENSELER, FRANK  
B. MODRUSON, ELLEN A. RUDNICK,  
MARK G. SANDER, MICHAEL J. SMALL,  
and STEPHEN C. VAN ARSDELL,

Defendants.

Case No.: 21-cv-6444

**PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL**

PLEASE TAKE NOTICE that, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), plaintiff hereby voluntarily dismisses the above-captioned action (the "Action") without prejudice. Defendants have filed neither an answer nor a motion for summary judgment in the Action.

Dated: July 7, 2022

**MOORE KUEHN, PLLC**

/s/Justin Kuehn

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